

## **ORDER OF TAKING**

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Chapter 79, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto, does hereby take a perpetual easement for and on behalf of the Inhabitants of the City of Northampton over the parcels referenced below. The purpose of the taking hereunder is the laying out, establishing and accepting of a public way in and for the City of Northampton in accordance with Mass. Gen Laws ch. 82, and Northampton Code of Ordinances, § 285-31, et seq.

The parcels hereby taken are shown as "Bottums Road" on a plan entitled, "Plan of Land in Northampton, Massachusetts, Hampshire County, Surveyed for the City of Northampton," dated March 11, 2015, to be recorded herewith. The parcels are more particularly bounded and described as set forth on Exhibit A, attached hereto.

No damages shall be payable as a result of this taking and no betterment shall be assessed as a result of the laying out and acceptance of the public way herein.

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IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this            day of            , 2016.

WITNESS TO ALL:

CITY COUNCIL, CITY OF NORTHAMPTON, MA

\_\_\_\_\_  
William H. Dwight  
AT-LARGE COUNCILOR

\_\_\_\_\_  
Vacant  
AT-LARGE COUNCILOR

\_\_\_\_\_  
Maureen T. Carney  
WARD 1 COUNCILOR

\_\_\_\_\_  
Dennis P. Bidwell  
WARD 2 COUNCILOR

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Ryan R. O'Donnell  
WARD 3 COUNCILOR

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Gina-Louise Sciarra  
WARD 4 COUNCILOR

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David A. Murphy  
WARD 5 COUNCILOR

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Marianne L. LaBarge  
WARD 6 COUNCILOR

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Alisa Klein  
WARD 7 COUNCILOR

CERTIFICATE OF THE CLERK  
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Pamela L. Powers, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of certain easements located in Northampton, Hampshire County, Massachusetts, was executed on            2016, by William H. Dwight, Maureen T. Carney, Dennis P. Bidwell, Ryan R. O'Donnell, Gina-Louise Sciarra, David A. Murphy, Marianne L. LaBarge, and Alisa Klein, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this            day of            , 2016.

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Pamela L. Powers  
Clerk to City Council  
City of Northampton, Massachusetts

## EXHIBIT A

Beginning at a point, said point marks the southeasterly corner of a parcel, now or formerly Thomas F. Kelly as described in a deed recorded in Book 10399 Page 257 of the Hampshire Registry District, said point marked by a iron rod found, said point being located on the westerly line of Clement Street, said point being the northeasterly corner of the parcel herein described, thence;

S 55°52'12" W along said Clement Street, a distance of 35.28 feet, to a point, said point marks the angle point in said Clement Street, said point being the easterly side line of the parcel herein described, thence;

S 06°19'48" E along said Clement Street, a distance of 27.07 feet, to a point, said point marks the westerly sideline of said Clement Street, said point marks the northerly corner of a parcel now or formerly James M. Ferrera & Lydia A. Kapell as described in a deed recorded in Book 4264 Page 336 of the Hampshire Registry District, said point being the southeasterly corner of the parcel herein described, thence;

N 39°40'55" W along said Ferrera & Kapell, distance of 524.63 feet to a point, said point marks the southerly side line of the parcel herein described, thence;

S 50°19'05" W through said Ferrera & Kapell, a distance of 50.00 feet to a point, said point marks the southerly side line of the parcel herein described, thence;

N 39°40'55" W through said Ferrera & Kapell, a distance of 50.00 feet to a point, said point marks the southwesterly corner of the parcel herein described, thence;

N 50°19'05" E through said Ferrera & Kapell, and a parcel now or formerly Thomas L. Raredon & Harriet E. Brickman as described in a deed recorded in Book 2523 Page 29 of the Hampshire Registry District, a distance of 100.00 to a point, said point being located on the southerly line of a parcel, now or formerly Ray M. Jackson & Diane Ethier-Jackson as described in a deed recorded in Book 4907 Page 114 of the Hampshire Registry District, said point marks the northerly line of the parcel herein described, thence;

S 39°40'55" E along said Jackson & Ethier-Jackson, a distance of 234.10 feet to a point, said point marked by a iron rod found, said point being located at the southwesterly corner of a parcel, now or formerly Elise L. Starr as described in a deed recorded in Book 5965 Page 234 of the Hampshire Registry District, said point marks the northerly line of the parcel herein described, thence;

S 39°40'55" E along said Starr and said Kelly, a distance of 321.33 feet to the point of beginning.

The above described parcel contains 30,327 square feet more or less, being depicted as Bottums Road on a plan entitled, "Street Acceptance Plan, Plan of Land in Northampton MA, Hampshire

Registry, prepared for The City of Northampton", dated 03-11-2015. Prepared by Northeast Survey Consultants.

The basis of bearing being the Massachusetts Coordinate System NAD 83

Being a portion of the premises conveyed in the following deeds recorded in the Hampshire Registry of Deeds: Book 4907 Page 114; Book 11963 Page 50; Book 10399 Page 257; Book 4264 Page 336; Book 2523, Page 29.